

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-007537-001 DT

06/23/2008

HONORABLE GEORGE H. FOSTER, JR.

CLERK OF THE COURT

I. Huerta

Deputy

STATE OF ARIZONA

ALLISTER R ADEL

v.

TERRELL PAYNE (001)

DOB: 03/01/1992

BRAD REINHART

APO-SENTENCINGS-CCC

APPEALS-CCC

AZ DEPT OF CORRECTIONS-PHOENIX

AZ DOC - COMMUNITY SERVICE

DISPOSITION CLERK-CSC

RFR

VICTIM SERVICES DIV-CA-CCC

SENTENCE - IMPRISONMENT AND PROBATION

9:34 a.m.

State's Attorney: Aaron Harder

Defendant's Attorney: Above named counsel

Defendant: Present

Court Reporter: Wanda Bauer

Christine Saldavar and the defendant's mother address the Court.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

Count(s) 2: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-007537-001 DT

06/23/2008

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 Negligent Homicide

Class 4 felony

A.R.S. § 13-1101, 1102, 604, 701, 702, 702.01, 801, 28-3001, 3304, 3305, 3315

Date of Offense: 08/01/2007

Non Dangerous - Non Repetitive

OFFENSE: Count 2 Leaving the Scene of a Fatal Accident

Class 3 Felony

A.R.S. § 28-661, 3001, 3304, 3305, 3315, 13-701, 702, 702.01, 801

Date of Offense: 08/01/2007

Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 2 years 6 month(s) from 06/23/2008

Presentence Incarceration Credit: 328 day(s)

Presumptive

Additional Monetary Information: The Court retains jurisdiction for any future restitution hearing. A restitution hearing is scheduled for 08/21/2008 at 9:00 a.m. in this division. The defendant's presence is waived for this hearing. If restitution is awarded, financial orders shall be imposed.

Community Supervision: Count 1 - Waived pursuant to A.R.S. § 13-603(K) and 41-1604.07(D), due to the term of probation in Count 2 in this cause number.

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 2 Probation Term: 3 years

Upon absolute discharge from prison for a separate offense in Count 1 in this cause number.

Conditions of probation include the following:

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-007537-001 DT

06/23/2008

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 2 - \$50.00 per month.

ASSESSMENTS:

Count 2: PROBATION SURCHARGE: \$10.00

The Court will retain jurisdiction over restitution. A restitution hearing is set for 08/21/2008 at 9:00 a.m. in this division. Defendant waives his/her presence.

The Arizona Department of Corrections/Community Service shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforesponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 24 - Participate and cooperate in any counseling or assistance as directed by the APD as noted in the Uniform Conditions of Supervised Probation.

Condition 25 - Abide by the Special Conditions of Probation as noted on the attachment to the Uniform Conditions of Supervised Probation.

Count(s) 1: IT IS ORDERED authorizing the Maricopa County Sheriff to deliver Defendant to the Arizona Department of Corrections.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

Count(s) 2: IT IS FURTHER ORDERED Defendant be released from custody for this count only.

The presentence investigation report is filed under this cause.

10:15 a.m. Matter concludes.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-007537-001 DT

06/23/2008

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-007537-001 DT

06/23/2008

Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE GEORGE H. FOSTER, JR.
JUDGE OF THE SUPERIOR COURT

(thumbprint)